IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (LODG.) NO.2663 OF 2004

M/s. KLN Engineering Co. Ltd. ..Petitioner.

Vs.

The New India Assurance Co.Ltd. & anr. .. Respondents.

....

Ms. Ranjana Parikh for the petitioner.

Mr. Cyrus Bharucha i/b M/s. Nanu Hormasjee & Co. for the respondents.

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CORAM : DALVEER BHANDARI, C.J.&
DR.D.Y.CHANDRACHUD, J.

2nd November, 2004.

P.C. :

The learned counsel appearing for the petitioner craves leave of the Court to withdraw this petition in order to avail of the alternate remedy. Leave as prayed granted. She would be permitted to raise all contentions which have been raised in this petition before the estate officer as well as before the Principal Judge of the City Civil Court against any final order that may be passed against the petitioner.

The learned counsel appearing for the petitioner would be at liberty to file reply before the estate officer within three weeks from

today. No further directions are necessary. The writ petition is dismissed as withdrawn.

CHIEF JUSTICE

DR. D.Y. CHANDRACHUD, J.